

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DANIEL J. AUDETT,

Plaintiff,

v.

MARK SELING *et al.*,

Defendants.

Case No. C04-5497RBL

ORDER ADOPTING  
REPORT AND  
RECOMMENDATION

The Court, having reviewed, the Report and Recommendation of Magistrate Judge J. Kelley Arnold, objections to the report and recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Plaintiff has dismissed his action pursuant to Fed. R. Civ. P 41 (a).
- (3) The Clerk is directed to close this file and copies of this Order to plaintiff, counsel for defendants, and to the Hon. J. Kelley Arnold.

DATED this 10<sup>th</sup> day of November, 2005.



RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE